

## CHAPTER 29

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**LABOR AND INDUSTRY**

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**HOUSE BILL 12-1127**

BY REPRESENTATIVE(S) Liston, Priola, Holbert, Swalm, Swerdfeger, Szabo, Acree, Brown, Conti, Kerr A., Kerr J., Labuda, Pabon, Pace, Soper, Stephens, Summers, Todd, Williams A.;  
also SENATOR(S) Williams S., Aguilar, Foster, Giron, Heath, Johnston, Newell, White.

**AN ACT****CONCERNING ELIMINATION OF AN INCREASE IN THE UNEMPLOYMENT INSURANCE PREMIUM RATE FOR NEW EMPLOYERS.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 8-76-102.5, **amend** (3) (a) and (4) (a) as follows:

**8-76-102.5. Rates effective upon fund solvency - repeal of prior rates - solvency surcharge - definitions.** (3) (a) (I) Each employer's rate for the twelve months commencing January 1 of any calendar year ~~shall be~~ IS determined on the basis of the employer's record prior to the computation date for the year. The computation date for any calendar year is July 1 of the year preceding the calendar year for which the rate is computed.

(II) The total of all of an employer's premiums paid on his or her own behalf on or before thirty-one days immediately after the computation date and the total benefits that were chargeable to the employer's account and were paid before the computation date, with respect to weeks, or any established payroll period of unemployment, beginning before the computation date, ~~shall be~~ IS used to compute his or her premium rate for the ensuing calendar year; except that the maximum rate for negative excess employers that is credited to the unemployment compensation fund ~~shall~~ MUST be at least 0.0613 assessed as part of each employer's premium under this paragraph (a), and for these employers the maximum combined premium rate ~~shall~~ MUST be at least 0.0628 but not greater than 0.1039. "Percent of excess" means the percentage resulting from dividing the excess of premiums paid over benefits charged by the average chargeable payroll, computed to the nearest one percent. The word "to" in the column headings, which make reference to fund

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

balances (resources available for benefits), means "not including". "Reserve ratio" means the fund balance on any June 30 as a proportion of total wages reported by experience-rated employers.

## Standard Premium Rate Schedule

	<b>Reserve Ratio</b> 0.014 or Greater	<b>Reserve Ratio</b> 0.011 to 0.014	<b>Reserve Ratio</b> 0.008 to 0.011	<b>Reserve Ratio</b> 0.006 to 0.008	<b>Reserve Ratio</b> 0.004 to 0.006	<b>Reserve Ratio</b> 0.000 to 0.004	<b>Reserve Ratio</b> 0.000 to Deficit
<b>Eligible Employers Percent of Excess</b>							
+20 or more	0.0051	0.0056	0.0058	0.0062	0.0066	0.0071	0.0075
+18 to +19	0.0057	0.0062	0.0064	0.0069	0.0073	0.0078	0.0082
+16 to +17	0.0058	0.0063	0.0065	0.0070	0.0074	0.0079	0.0084
+14 to +15	0.0061	0.0067	0.0069	0.0075	0.0080	0.0086	0.0091
+12 to +13	0.0066	0.0072	0.0075	0.0082	0.0088	0.0095	0.0101
+10 to +11	0.0075	0.0083	0.0087	0.0094	0.0102	0.0110	0.0118
+8 to +9	0.0095	0.0105	0.0110	0.0120	0.0130	0.0140	0.0150
+6 to +7	0.0116	0.0129	0.0135	0.0148	0.0160	0.0173	0.0186
+4 to +5	0.0138	0.0154	0.0161	0.0177	0.0192	0.0207	0.0223
+2 to +3	0.0193	0.0214	0.0225	0.0247	0.0269	0.0291	0.0313
+0 to +1	0.0271	0.0302	0.0317	0.0348	0.0379	0.0410	0.0441
Unrated	<del>0.0296</del> 0.0170	<del>0.0326</del> 0.0170	<del>0.0342</del> 0.0170	<del>0.0373</del> 0.0170	<del>0.0403</del> 0.0170	<del>0.0434</del> 0.0170	<del>0.0465</del> 0.0170
-0 to -1	0.0346	0.0386	0.0406	0.0447	0.0487	0.0527	0.0568
-2 to -3	0.0368	0.0412	0.0433	0.0476	0.0519	0.0562	0.0606
-4 to -5	0.0391	0.0437	0.0460	0.0506	0.0552	0.0598	0.0644
-6 to -7	0.0414	0.0462	0.0487	0.0535	0.0584	0.0633	0.0682
-8 to -9	0.0436	0.0488	0.0514	0.0565	0.0617	0.0668	0.0720
-10 to -11	0.0459	0.0513	0.0540	0.0595	0.0649	0.0703	0.0758
-12 to -13	0.0481	0.0539	0.0567	0.0624	0.0681	0.0738	0.0796
-14 to -15	0.0504	0.0564	0.0594	0.0654	0.0714	0.0774	0.0834

-16 to -17	0.0527	0.0589	0.0621	0.0683	0.0746	0.0809	0.0872
-18 to -19	0.0549	0.0615	0.0648	0.0713	0.0779	0.0844	0.0910
-20 to -21	0.0572	0.0640	0.0674	0.0743	0.0811	0.0879	0.0948
-22 to -23	0.0594	0.0666	0.0701	0.0772	0.0843	0.0914	0.0986
-24 to -25	0.0617	0.0690	0.0727	0.0801	0.0875	0.0949	0.1023
More than -25	0.0628	0.0703	0.0740	0.0815	0.0890	0.0964	0.1039

(4) (a) THE DIVISION SHALL DETERMINE EMPLOYER PREMIUM RATES FOR EMPLOYERS NEWLY SUBJECT TO ARTICLES 70 TO 82 OF THIS TITLE EACH YEAR AS OF THE COMPUTATION DATE IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION. New employers pay the same premiums as unrated employers as prescribed in subsection (3) of this section OR AT THE COMPUTED RATE, WHICHEVER IS HIGHER, unless there have been twelve consecutive calendar months immediately preceding the computation date during which an employer's account has been chargeable with benefit payments.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 19, 2012